

**NOTICE OF A REGULAR MEETING
OF THE WESLACO CITY COMMISSION**

NOTICE IS HEREBY GIVEN

THAT, the City Commission of the City of Weslaco, Texas will hold a Regular Meeting at the Legislative Chamber, located at 255 South Kansas, on Tuesday, April 6, 2010 at 6:00 p.m. for the purpose of discussing the following items:

NOTE: If any accommodation for a disability is required, notify the City Secretary's Office at (956) 968-3181, Ext 3101 prior to the meeting date.

NOTE: If during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the City Commission will convene in such executive or closed session whether or not such item is posted as an executive session item at any time during the meeting when authorized by the provisions of the Texas Open Meetings Act.

I. CONSENT AGENDA

NOTICE TO THE PUBLIC

The following items are of a routine or administrative nature. The City Commission has been furnished with background and support material on each item, and/or it had been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by one commission member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote. Possible action.

A. Approval of Minutes

1. Special Meeting of March 11, 2010
2. Regular Meeting of March 16, 2010

II. PUBLIC COMMENTS

A member of the public or the governmental body may make comments on subjects for which notice has been given and which are on the agenda Section 551.042, Texas Open Meetings Act. Public comments will be limited to three (3) minutes.

III. PUBLIC HEARING

- A. To give testimony and present written evidence to amend The City of Weslaco 2030 Comprehensive Plan Annexation Element.

IV. CITY MANAGER'S REPORT

- A. Status report on the following items:
 - 1) Financial Status
 - 2) Departmental Update
 - 3) State Agencies
 - 4) Upcoming Meetings
 - 5) Comments
- B. Discussion to participate in the International City Management Association (ICMA) Comparative Performance Measurement Program to conduct the performance measurement on city departments. Possible action. Attachment
- C. Announcement of the appointment of a Library Director for the City of Weslaco.
- D. Report on the City of Weslaco's Storm Sewer Clean-Up Program. Attachment
- E. Announcement of the Disaster Recovery Outreach Program sponsored by the Texas Department of Housing and Community Affairs (TDHCA). Attachment

V. MAYOR'S REPORT

- A. Report on the "2010 to 2035 Metropolitan Transportation Plan (MTP)" Amendment No. 1 Off-System Project Listing. Attachment
- B. Report on the 50th Anniversary of Knapp Medical Center held Thursday, March 25, 2010 at 12:00 Noon.
- C. Announcement of a proclamation, proclaiming the month of March, 2010 as "Youth Art Month." Attachment
- D. Report on the Weslaco Little League Opening Ceremony held Saturday, March 27, 2010.

VI. BOARD APPOINTMENT

- A. Ambulance Advisory Board – to accept the resignation of Robert Vega, Sr. and possible appointment. Possible action. Attachment

VII. OLD BUSINESS

- A. Reconsideration to approve final payment to Raul Hernandez and Luis Castilleja auditors for professional services rendered in connection with expanded scope-audit of the financial statements of the City of Weslaco in

the amount of \$8,200.00 for Fiscal Year 2007-08. Possible action. Attachment

VIII. NEW BUSINESS

- A. Discussion and consideration of Resolution No. 2010-06 committing to the expansion of the Weslaco Mid Valley Airport and presentation by Vesta Rae-Gaubert regarding the closure of East Sugarcane Drive to expand the Weslaco Mid Valley Airport runway to 6,000 ft. and widen the runway to 75 ft. Possible action. Attachment
- B. Discussion and consideration of the final plat of Ochoa Medical Plaza, being a 3.57 acre tract of land, being 2.65 of the Jo-Lene Addition No. 2 and 0.92 acre tract of land out of Farm Tract 700, West Tract Subdivision, Hidalgo County, Texas located at the southeast corner of Airport Drive and 10th Street. (Requested by Alfonso & Yolanda Ochoa) Possible action. Attachment
- C. Discussion and consideration of the final payment to Alcocer Garcia Associates in the amount of \$1,600.00 for architectural services rendered in connection with the City of Weslaco Public Facilities Building. Possible action. Attachment
- D. Discussion and consideration to authorize the submission of an application to the International City Management Association (ICMA) Local Government Recognition to qualify the City of Weslaco as one of the communities to provide professional municipal management policies. Possible action. Attachment
- E. Discussion and consideration regarding a contingency plan for capital improvements to Lift Stations No. 35, 36 & 37 due to severe corrosion and leaks and are necessary for the collection and transportation of wastewater to the South Wastewater Treatment Plant. Possible action. Attachment
- F. Discussion and consideration of Ordinance No. 2010-04 to amend the City of Weslaco 2030 Comprehensive Plan, Annexation Element to include Farm Tract 799 consisting of the following: West Tract W1.20 AC for IMPS -W22.0 AC of FT 799 1.20 AC; West Tract W22.0 AC FT 799 EXC W1.20 AC for IMPS 20.0 AC Net; West Tract S5.96 – 21.19 AC FT 799; West Tract W12.61' AC – E21.19 AC EXC 0.19 AC BNG an IRR TR N219' – W56.38' FT 799 12.42 AC; West Tract N219' – W59-38' BNG an IRR TR-W12.61 AC-E21.53 AC FT 799 0.19 AC. First reading of Ordinance No. 2010-04. (Requested by Mayor Buddy de la Rosa.) Possible action. Attachment
- G. Discussion and consideration to amend the Memorandum of Understanding (MOU) between the City of Weslaco and the Texas Department of Rural Affairs (TDRA) to provide for a thirty (30) day termination notice instead of sixty (60) days and waive the lease payments

for the period of June 15, 2009 to August 31, 2009 and authorize the Mayor to execute the amendment. Possible action. Attachment

- H. Discussion and consideration to approve the Election Services Contract between the City of Weslaco and the Hidalgo County Elections Department to conduct the Joint City of Weslaco and Weslaco Independent School District General Election of May 8, 2010 and authorize the Mayor to execute the agreement. Possible action (Attachment to be handed out prior to the meeting)
- I. Discussion and consideration to financially participate with \$20,000.00 as the city's share with the U.S. 281 Coalition to renew the consulting agreement with Luis Saenz to develop a legislative strategy and a list of local options and other recommendations that will result in new short term and long term revenue options for funding local and state roads in Hidalgo County; funding for freight, passenger rail project and completion of U.S. Highway 281 corridor improvements and to work as a region via the RGV Mobility Taskforce on mutual concerns. (Requested by Mayor Buddy de la Rosa) Possible action. Attachment
- J. Presentation by the Planning and Code Enforcement Interim Director regarding a comprehensive report on the installation of street lights within the City of Weslaco and update on the installation of the street lights at Garden Terrace Subdivision. (This item was requested by Mayor Buddy de la Rosa and Commissioner Patrick B. Kennedy). Possible action. (Attachment to be handed out prior to the meeting)
- K. Discussion and consideration to approve the following budget amendments:
 - 1) \$45,000.00 from the Traffic Safety, Exempt Wages, and Non Exempt Wages Line Items to Professional Services, Legal Fees and Equipment. Possible action. Attachment
 - 2) \$108,521.00 from the Transfer, Water Delivery Fees, Building Rental, General Government Line Items and other line items to Capital Outlay to purchase water meters and other related equipment. Possible action. Attachment
- L. Discussion and consideration to approve a budget amendment of \$30,000.00 from Travel and Training, Delinquent Tax, and Computer Maintenance Line Items to Computer Vendor Support, Planning Capital Outlay Line Items for the purchase of a plotter, web design/software and station power draft. Possible action. Attachment
- M. Discussion and consideration of final payment in the amount of \$73,393.00 to the Reyna Family Development, Ltd. for the installation of a sanitary sewer force main line at the City of Weslaco Lift Station No. 27 as per the agreement between the City of Weslaco and Reyna Family

as per the agreement between the City of Weslaco and Reyna Family Development, Ltd. Possible action. Attachment (This item was requested by Commissioners: Robert J. Garza and Lupe Rivera)

IX. EXECUTIVE SESSION

- A. Economic Development - Discussion with the City Manager regarding an economic development project that would require a third amendment to the Sales Tax Refund Agreement for Retail Facility redevelopment and expansion between the City of Weslaco and SDI Weslaco Holdings, LLC. Possible action of what is discussed in executive session.
- B. Potential Litigation – Discussion with City Attorney regarding a notice of a claim sent by L&G Concrete Construction, Inc. on the Weslaco Public Facilities Building. Possible action of what is discussed in executive session.
- C. Land Acquisition – Discussion with the City Attorney regarding the acquisition of real property for utility purposes on FM 1015. Possible action of what is discussed in executive session.
- D. Land Acquisition - Discussion with the City Attorney regarding Resolution No. 2010-07 declaring the necessity for acquiring by condemnation the Fee Simple Title to Certain described real property, for street right-of-way and signage purposed for the North Bridge Street expansion needs and declaring the condemnation of said real property to proceed. Possible action of what is discussed in executive session.
- E. Pending Litigation – Discussion with the City Attorney regarding Cause No. C-886-10-H, District Court, Hidalgo County, Texas, 389th District Court of Texas Citation MARIA GUADALUPE PAZ vs. THE CITY OF WESLACO, TEXAS. Possible action of what is discussed in executive session.